

BILL NO. G-68-12-¹⁵ AMENDED

GENERAL ORDINANCE NO. G-43-68

AN ORDINANCE concerning fire lanes, declaring a nuisance, amending the Municipal Code, and fixing penalties.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A new Article IV is hereby added to Chapter 11 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition, as amended, to read as follows:

ARTICLE IV.

Fire Lanes in Building Complexes

SECTION 1. It is hereby declared that any building open to the public or used for housing more than one family which does not have unobstructed access for fire fighting equipment constitutes a fire hazard and a public nuisance because it endangers the lives of the public.

SECTION 2. Upon recommendation of the chief of the fire prevention bureau, the Board of Public Safety may require the abatement of the nuisance by ordering the building closed to the public and evacuated, which order shall be enforced by the Police Department.

SECTION 3. At the request of the Board of Public Safety, the city attorney may file suit in the name of the City for the abatement of the nuisance.

SECTION 4. For each day during which such a nuisance is maintained, the owner and lessee of the building shall each be subject to a penalty of \$100.00.

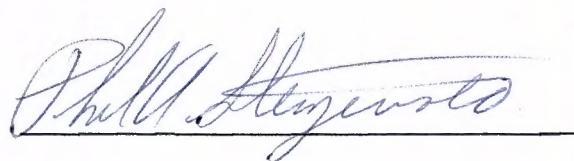
SECTION 5. No building shall constitute such a nuisance if the owner and lessee provide adequate marked fire lanes and keep them open at all times for fire fighting equipment.

SECTION 6. Any owner may, at his option, dedicate adequate fire lanes either for general public use or

*To BE APPROVED BY THE
A FIRE PREVENTION BUREAU WITHIN
STANDARDS SET BY SAID BUREAU*
as fire lanes only, in which event the Fire Department shall be responsible for marking the fire lanes and the Police Department shall be responsible for keeping them open, and the owner and lessee shall be relieved of all further responsibility under this ordinance.

SECTION 7. Any person parking in or otherwise obstructing a duly marked fire lane so dedicated shall be subject to the same penalties provided for such parking or otherwise obstructing fire lanes on public streets.

SECTION 2. This Ordinance shall be effective upon its passage, approval by the Mayor, and publication as required by law.



APPROVED AS TO FORM
AND LEGALITY,

J. M. Drisko
CITY ATTORNEY

Price

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(Jan. 1960 to Dec. 1969 inclusive)

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SALARIES (See COMPENSATION)

SALES TAX

Provisions of Chapter 30, Acts 1963 - - - - -	June 1963	3
Renewal of Registration Certificates - - - - -	Dec. 1963	4
Utility Billings - - - - -	Oct. 1963	1-2-3

SEWAGE DISPOSAL PLANTS AND SEWERS

Cumulative Building Funds - - - - -	April 1967	2
Delinquent Accounts - Collection of - - - - -	March 1967	1
	June 1967	5-6-7
Delinquent Accounts - Notice of - - - - -	June 1967	3 & 4
Delinquent Accounts - Discontinuing Water		
Service - - - - -	March 1961	3
Garbage Collection and Disposal - Charges for - - -	March 1969	4
Operation by Utility Service Board - - - - -	March 1961	3

SIGNATURES OF OFFICIALS

On Claims and Warrants - - - - - Sept. 1962 1

SPECIAL CENSUS

Procedure - - - - - March 1966 1

STATE DISTRIBUTIONS

Code Numbers - - - - - June 1968 6

STREET CUT DEPOSITS

Proper Handling - - - - - Dec. 1962 4

STREET FUND (See MOTOR VEHICLE HIGHWAY FUNDS)

SURFACE IMPROVEMENTS

Optional Method - - - - - Dec. 1969 5

TAX ADVANCES

Authority for - - - - - Sept. 1967 3

TAXES (See FEDERAL EXCISE TAXES, GASOLINE TAX, GROSS INCOME)

TRANSFER OF FUNDS

Dormant Fund Balances	- - - - -	Dec.	1964	3
Provisions of Chapter 71, Acts 1961	- - - - -	Dec.	1961	1

TRAVELING EXPENSES

Reimbursement to City and Town Officers and Employees	- - - - -	Dec.	1962	3
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UTILITIES, MUNICIPAL

Civil City Obligations - Erroneous Payment of	- - -	Sept.	1966	2
Classification	- - - - -	March	1961	2
Depository Accounts	- - - - -	Sept.	1965	5
Employment Security Act - Inclusion of Municipal Utility	- - - - -	March	1969	4
Loans for Water Supply Facilities	- - - - -	March	1963	3
Operation of Artificial Lakes	- - - - -	March	1963	1
Payments for Memberships in Certain Organizations	- - - - -	March	1965	2
Payments in Lieu of Taxes - 1st and 2nd Class Cities	- - - - -	March	1961	3
Pensions	- - - - -	April	1969	3 & 4
Prescribed Forms	- - - - -	March	1961	1
Public Works and Improvements	- - - - -	Dec.	1961	3
Purchases	- - - - -	Dec.	1961	4
Reports to Bondholders	- - - - -	Sept.	1965	5
Sale of Utility	- - - - -	April	1967	1
		March	1969	3
Sewage Utilities (See SEWAGE DISPOSAL PLANTS AND SEWERS)				
Unlawful Expenditures	- - - - -	Sept.	1969	3

UTILITIES, PUBLIC

Claims Against Governmental Units	- - - - -	Dec.	1967	4
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VACATIONS

Advance Payment	- - - - -	Sept.	1969	4
Hourly Paid Municipal Employees - Provisions of Chapter 355, Acts 1963	- - - - -	March	1963	4
Unused Vacation	- - - - -	March	1966	1

VETERANS

Appropriations to Veterans Organizations for Memorial Day Expenses	- - - - -	March	1962	1
Free Peddler Licenses (OAG #59 of 1959)	- - - - -	Dec.	1969	3

VOLUNTEER FIREMEN

Automobile Allowances	- - - - -	April	1969	7
Clothing Allowances	- - - - -	April	1969	7
Insurance	- - - - -	April	1969	7
Tax Refunds	- - - - -	April	1967	4
		Sept.	1967	4

WARRANTS

Cancellation - - - - -	Dec. 1960	1
Magnetic Ink Imprinting - - - - -	Sept. 1960	1
Rubber Stamp Signatures - - - - -	Sept. 1962	1

WEED CUTTING ASSESSMENTS

Cities and Towns - - - - -	Dec. 1968	2
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WORKMEN'S COMPENSATION INSURANCE

Absence From Work for Injury - - - - -	March 1968	2
Benefits - - - - -	April 1969	2
Inclusion of City Firemen and Policemen - - - - -	Dec. 1962	2
Inclusion of Officers - - - - -	March 1966	1 & 2

WITHHOLDING TAX TABLES

State - - - - -	Dec. 1967	6
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Read the first time in full and on motion by _____ seconded by _____ and duly adopted, read the second time by title and referred to the (Committee on) _____ (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on _____ the _____ day of _____ 196_____, at _____ o'clock P.M., E.S.T.)

Rules suspended Date: 12-17-68

Fred J. Bonahoom
City Clerk

Read the third time in full and on motion by _____ seconded by Robinson and duly adopted, placed on its passage.

Passed ~~(LOST)~~ by the following vote:

AYES	NAYS	ABSTAINED	ABSENT	to-wit:
9	0			
Adams	/			
Dunifon	/			
Fay	/			
Geake	/			
Nuckols	/			
Robinson	/			
Rousseau	/			
Steigerwald	/			
Tipton	/			

Date 12-17-68

Fred J. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 9-43-68~~

on the 17th day of December, 1968

ATTEST:

(SEAL)

Jack R. Dunifon
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1968 at the hour of 10:00 o'clock A.M., E.S.T.

Fred J. Bonahoom
City Clerk

Approved and signed by me this 20th day of December, 1968 at the hour of 10:13 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor

Common Council, City Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head	number of lines	_____
Body	number of lines	<u>119</u>
Tail	number of lines	_____
Total number of lines in notice		<u>119</u>

COMPUTATION OF CHARGES

119 lines, 1 columns wide equals.....equivalent lines at288¢
cents per line \$ 34.27

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 34.27

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5½ point

Number of insertions two Size of quad upon which type is cast 5½

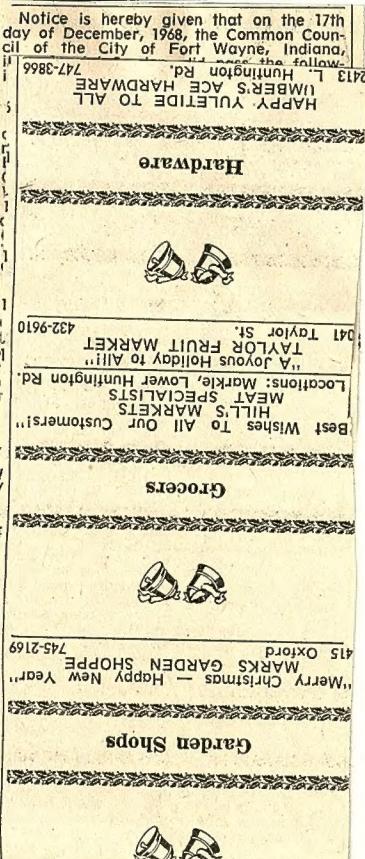
Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Veld

Date 1-3-69, 19.....

Title..... CLERK



PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time s., the dates of publication being as follows:

December 26th, 1968 and January 2nd, 1969

Arvilla De Veld

Subscribed and sworn to before me this 3rd day of January 1969

Edith Statleton

Notary Public

March 8, 1970

My commission expires

Common Council, City Fort Wayne
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM**LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
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Head	number of lines	_____
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COMPUTATION OF CHARGES

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cents per line \$ 34.27

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____

TOTAL AMOUNT OF CLAIM \$ 34.27

DATA FOR COMPUTING COST

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Number of insertions two Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date 1-3-69, 19.....

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE of INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

December 26th, 1968 and January 2nd, 1969

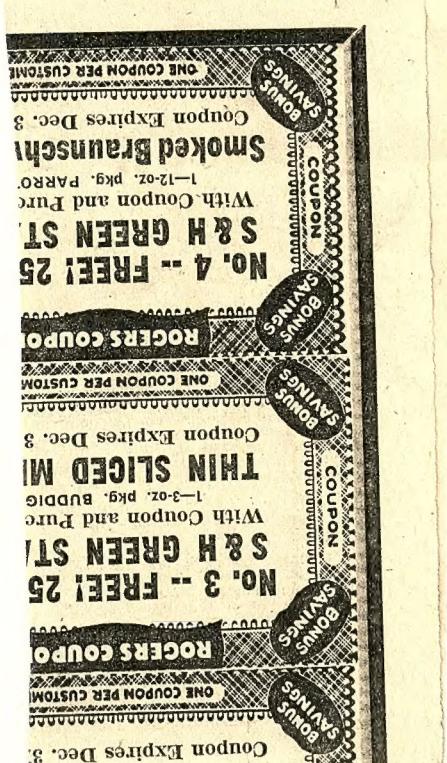
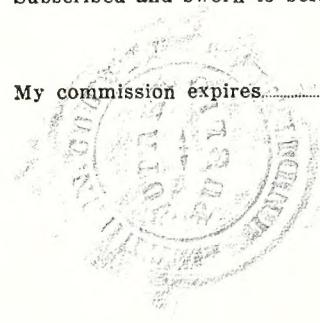
A. M. Hostman

Subscribed and sworn to before me this 3rd day of January 1969

Edith St. Lethem

Notary Public

My commission expires March 8, 1970



119 lines, 1 columns wide equals.....equivalent lines at......288¢

\$ 34.27

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

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Size of quad upon which type is cast 5½

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I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date 1-3-69, 19.....

Title..... CLERK

Notice is hereby given that on the 17th day of December, 1968, the Common Council of the City of Fort Wayne, Indiana, in a Special Session, did pass the following General ordinance, to-wit:
BILL NO. G-68-12-15, AMENDED
GENERAL ORDINANCE NO. G-43-68
AN ORDINANCE concerning fire lanes, declaring a nuisance, amending the Municipal Code, and fixing penalties.
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A new Article IV is hereby added to Chapter 11 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition, as amended, to read as follows:

ARTICLE IV.

Fire Lanes in Building Complexes
SECTION 1. It is hereby declared that any building open to the public or used for housing more than one family which does not have unobstructed access for fire fighting equipment constitutes a fire hazard and a public nuisance because it endangers the lives of the public.

SECTION 2. Upon recommendation of the chief of the fire prevention bureau, the Board of Public Safety may require the abatement of the nuisance by ordering the building closed to the public and evacuated, which order shall be enforced by the Police Department.

SECTION 3. At the request of the Board of Public Safety, the city attorney may file suit in the name of the City for the abatement of the nuisance.

SECTION 4. For each day during which such a nuisance is maintained, the owner and lessee of the building shall each be subject to a penalty of \$100.00.

SECTION 5. No building shall constitute such a nuisance if the owner and lessee provides adequate marked fire lanes and keep them open at all times for fire fighting equipment.

SECTION 6. Any owner may, at his option, dedicate adequate fire lanes either for general public use or to be approved by the Fire Prevention Bureau within standards set by said Bureau and approved by the Board of Safety of said city as fire lanes only, in which event the Fire Department shall be responsible for marking the fire lanes and the Police Department shall be responsible for keeping them open, and the owner and lessee shall be relieved of all further responsibility under this ordinance.

SECTION 7. Any person parking in or otherwise obstructing a duly marked fire lane so dedicated shall be subject to the same penalties provided for such parking or otherwise obstructing fire lanes on public streets.

SECTION 8. This Ordinance shall be effective upon its passage, approval by the Mayor, and publication as required by law.

PHIL A. STEIGERWALD

Read the third time in full and on motion by Steigerwald seconded by Robinson and duly adopted, placed on its passage, PASSED by the following vote:

Ayes nine

Adams, Dunifon, Fay, Gecke, Nuckles, Robinson, Rousseau, Steigerwald, Tipton.

Nays none

Date 12-17-68

Fuad G. Bonahoom, City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. G-43-68 on the 17th day of December, 1968.

ATTEST: (SEAL)

Fuad G. Bonahoom, City Clerk

Jack K. Dunifon, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1968, at the hour of 10:00 o'clock A.M., E.S.T.

Fuad G. Bonahoom, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK

JOURNAL-GAZETTE
a. DAILY newspaper of general circulation printed and published in the English language in the city FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time s., the dates of publication being as follows:

December 26th, 1968 and January 2nd, 1969

Arvilla De Wald

Subscribed and sworn to before me this 3rd day of January 19 69
Edith Staterton
Notary Public

My commission expires March 8, 1970

119 lines, 1 columns wide equals.....equivalent lines at.....238¢
cents per line

\$ 34.27

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 34.27

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type.....5½ point

Number of insertions.....two

Size of quad upon which type is cast.....5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date.....1-3-69....., 19.....

Title.....Clerk.....

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned.....A. M. Hostman.....who, being duly sworn, says that She is.....Clerk.....of the

NEWS-SENTINEL
a.....DAILY.....newspaper of general circulation printed and published in the English language in the city { of.....FORT WAYNE, INDIANA.....town}
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time(s), the dates of publication being as follows:

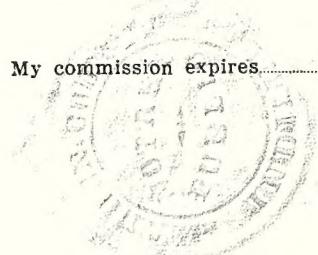
December 26th, 1968 and January 2nd, 1969

A. M. Hostman

Subscribed and sworn to before me this 3rd day of January 1969

Edith Steigerwald
Notary Public

My commission expires.....March 8, 1970



Notice is hereby given that on the 17th day of December, 1968, the Common Council of the City of Fort Wayne, Indiana, in a Special Session, did pass the following General ordinance, to-wit:
BILL NO. G-68-12-15 AMENDED
GENERAL ORDINANCE NO. G-43-68
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BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A new Article IV is hereby added to Chapter 11 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition, as amended, to read as follows:

ARTICLE IV.

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SECTION 1. It is hereby declared that any building open to the public or used for housing more than one family which does not have unobstructed access for fire fighting equipment constitutes a fire hazard and a public nuisance because it endangers the lives of the public.

SECTION 2. Upon recommendation of the chief of the fire prevention bureau, the Board of Public Safety may require the abatement of the nuisance by ordering the building closed to the public and evacuated, which order shall be enforced by the Police Department.

SECTION 3. At the request of the Board of Public Safety, the city attorney may file suit in the name of the City for the abatement of the nuisance.

SECTION 4. For each day during which such a nuisance is maintained, the owner and lessee of the building shall each be subject to a penalty of \$100.00.

SECTION 5. No building shall constitute such a nuisance if the owner and lessee provides adequate marked fire lanes and keep them open at all times for fire fighting equipment.

SECTION 6. Any owner may, at his option, dedicate adequate fire lanes either for general public use or to be approved by the Fire Prevention Bureau within standards set by said Bureau and approved by the Board of Safety of said city as fire lanes only, in which event the Fire Department shall be responsible for marking the fire lanes and the Police Department shall be responsible for keeping them open, and the owner and lessee shall be relieved of all further responsibility under this ordinance.

SECTION 7. Any person parking in or otherwise obstructing a duly marked fire lane so dedicated shall be subject to the same penalties provided for such parking or otherwise obstructing fire lanes on public streets.

SECTION 8. This Ordinance shall be effective upon its passage, approval by the Mayor, and publication as required by law.

PHIL A. STEIGERWALD

Read the third time in full and on motion by Steigerwald seconded by Robinson and duly adopted, placed on its passage.

PASSED by the following vote:
Ayes nine
Adams, Dunifon, Fay, Geake, Nuckles,
Robinson, Rousseau, Steigerwald, Tipton.
Nays none
Date 12-17-68

Fred G. Bonahoom, City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. G-43-68 on the 17th day of December, 1968.

ATTEST: (SEAL)

Fred G. Bonahoom, City Clerk
Jack K. Dunifon, Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 18th day of December, 1968, at the hour of 10:00 o'clock A.M., E.S.T.

Fred G. Bonahoom, City Clerk
Approved and signed by me this 20th day of December, 1968, at the hour of 10:13 o'clock A.M., E.S.T.

Harold S. Zeis, Mayor
I, Fred G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-43-68 passed by the Common Council on the 17th day of December 1968, and that said Ordinance was duly signed, and approved by the Mayor on the 20th day of December, 1968, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 20th day of December, 1968.

Fred G. Bonahoom, City Clerk

SEAL

12-26 1-2